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**DATE:** October 28, 2004  
**TO:** Commissioner for Patents  
**FAX NO:** 703-872-9306  
**COMPANY:** USPTO  
**FROM:** John C. Carey  
**PAGE(S) with cover:** 4  
**ORIGINAL TO FOLLOW?** ☐ YES ☒ NO

**REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND  
CHANGE OF CORRESPONDENCE ADDRESS AND STATEMENT UNDER 37 CFR 3.73(b)**

**U.S. SERIAL NO.:** 10/736,818  
**FILING DATE:** 12/15/2003  
**ATTORNEY DOCKET NO.:** AVAN/001107

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PTO/SB/82 (09-03)

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**REVOCATION OF POWER OF  
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ADDRESS**

Application Number	10/736,818
Filing Date	12/15/2003
First Named Inventor	WU
Art Unit	2661
Examiner Name	UNKNOWN
Attorney Docket Number	AVAN001107

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application:

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners at Customer Number :

47389

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with  
Customer Number:

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OR

☐ Firm or  
Individual Name

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I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name Brian Kinard, General Counsel & Vice President, Legal Affairs

Signature

Date

Telephone

(510) 897-4188

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of forms are submitted.

This collection of information is required by 37 CFR 1.38. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/96 (08-04)

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Wu, et al.Attorney Docket No.: AVAN/001107Application No./Patent No.: 10/736,818Filed/Issue Date: 12/15/2003Entitled: RECONFIGURABLE THIN FILM FILTER BASED DWDM DEVICES FOR RECONFIGURABLE ADD-DROP OPTICAL SYSTEMSAvanex Corporationa Delaware Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
 2. ☐ an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Xuehua Wu, Mingjun Zhao, John Feng and Giovanni Barbarossa To: Avanex Corporation

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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

[Signature]  
 Signature

10/22/04  
 Date

Brian Kinard

(510) 897-4188

Printed or Typed Name

Telephone Number

General Counsel &

Vice President, Legal Affairs

Title

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